

19890808

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, AUGUST 8, 1989
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 11:05 a.m. The meeting was recessed by Mayor O'Connor at 11:58 a.m. to meet in Closed Session and to reconvene at 2:00 p.m.

Mayor O'Connor reconvened the meeting at 2:04 p.m. with Council Members Pratt and Henderson not present. Mayor O'Connor recessed the meeting at 3:28 p.m. to meet in Closed Session in the twelfth floor Council conference room to discuss a pending litigation matter. Mayor O'Connor reconvened the meeting at 3:40 p.m. with Council Members McColl, Pratt, and Filner not present. Mayor O'Connor adjourned the meeting at 3:46 p.m. and convened the Redevelopment Agency meeting.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-excused by R-274313
(vacation)
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour;Fishkin (jb;mp)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-not present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-208: (R-90-130) ADOPTED AS RESOLUTION R-274242

Approving and adopting the Fiscal Year 1990 Budget for the San Diego Convention Center Corporation; authorizing the expenditure of those funds contained in the Fiscal Year 1990 Budget for the San Diego Convention Center Corporation, not to exceed the amount budgeted.
(See memorandum from the City Manager dated 7/11/89.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A010-240.)

MOTION BY HENDERSON TO APPROVE. Second by Struiksma. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

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ITEM-310: WELCOMED

Welcoming a group of 8 International Naval Officers from abroad, accompanied by Lt. John Malinick of the Naval Amphibious School. This group will arrive at approximately 10:30 a.m.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A020-024.)

ITEM-311: PRESENTED

Matter of a presentation of a proclamation to San Diego Police Chief Bob Burgreen, proclaiming August 8, 1989, to be "Night Out Day" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B155-198.)

ITEM-330: (O-90-29) INTRODUCED AND ADOPTED AS ORDINANCE O-17333
(New Series)

Introduction and adoption of an Ordinance Fixing the Tax
Rate and Levying Taxes for Fiscal Year 1989-90.

(See City Manager Report CMR-89-378.)

NOTE: See Item 200 on the docket of Monday, August 7, 1989
for the first public hearing. Today's action is the
introduction and adoption of the Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A241-245.)

MOTION BY ROBERTS TO INTRODUCE, DISPENSE WITH THE READING AND
ADOPT THE ORDINANCE. Second by Struiksma. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-331:

Request to amend Conditional Use Permit CUP-82-0319 to
expand the existing single-story microwave substation
building and rooftop antennae system. The subject property
is located on top of Black Mountain between I-15 and Black

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Mountain Road (approximately one acre), and is further
described as Lot 5, Section 5, Township 14 South, Range 2
West, San Bernardino Base Meridian, in Zone A1-10, in the
Penasquitos East Community Plan area.

(CUP-89-0336. District-1.)

Subitem-A: (R-90-499) ADOPTED AS RESOLUTION R-274243

Adoption of a Resolution certifying that the information
contained in Environmental Negative Declaration END-89-0336
has been completed in compliance with the California
Environmental Quality Act of 1970 and State guidelines, and
that said declaration has been reviewed and considered by
the Council.

Subitem-B: (R-90-500) ADOPTED AS RESOLUTION R-274244,

GRANTED PERMIT

Adoption of a Resolution granting or denying the amendment to the permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - CUP-82-0319

COUNCIL ACTION: (Tape location: A280-310.)

Hearing began at 11:23 a.m. and halted at 11:24 a.m.

MOTION BY STRUIKSMA TO APPROVE, ADOPTING SUBITEM A AND SUBITEM B, GRANTING THE AMENDMENT TO THE PERMIT. Second by McColl.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-332:

Request of MCI Telecommunications Corporation for a Conditional Use Permit, to allow the installation of an eight-foot diameter microwave transmitting dish on an existing industrial building within the "Carroll Park Drive" Industrial Park. The subject property (approximately 6.98 acres) is located on the east side of Carroll Park Drive (9440 Carroll Park Drive) north and south of Carroll Canyon Road and Rehco Road, and is further described as Parcel 1 of Parcel Map PM-13276, in Zone M-1B of the Mira Mesa Community Plan area.

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(CUP-89-0485. District-5.)

Subitem-A: (R-90-627) ADOPTED AS RESOLUTION R-274245

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-89-0485 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-90-628) ADOPTED AS RESOLUTION R-274246,
GRANTED THE PERMIT

Adoption of a Resolution granting or denying the permit with appropriate findings to support Council action.

FILE LOCATION: PERM - CUP-89-0485

COUNCIL ACTION: (Tape location: A591-610.)

Hearing began at 11:40 a.m. and halted at 11:41 a.m.

MOTION BY STRUIKSMA TO APPROVE, ADOPTING SUBITEM A AND SUBITEM B, GRANTING THE PERMIT. Second by McColl. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-333:

Request of MCI Telecommunications for a Conditional Use Permit to allow the installation of an eight-foot diameter microwave emitting dish on an existing industrial building within the "Kearny Mesa Complex" Industrial Park. The subject property (approximately 5.0 acres) is located on the south side of Complex Drive (8933 Complex Drive) between Kearny Villa Way and Complex Drive, and is further described as Lot 5 of Map-7411 in Zone M-1A of the Serra Mesa Community Plan area.
(CUP-89-0486. District-5.)

Subitem-A: (R-90-629) ADOPTED AS RESOLUTION R-274247

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Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-89-0486 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-90-630) ADOPTED AS RESOLUTION R-274248,
GRANTED THE PERMIT

Adoption of a Resolution granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - CUP-89-0486

COUNCIL ACTION: (Tape location: A280-310.)

Hearing began at 11:23 a.m. and halted at 11:24 a.m.

MOTION BY STRUIKSMA TO APPROVE, ADOPTING SUBITEM A AND SUBITEM B, GRANTING THE PERMIT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-334:

Rezoning a 4.63-acre site from Zone A-1-10 to Zone M-IP. The subject property is located south of Via Frontera and north of the future extension of Camino del Norte and is further described as a portion of Rancho San Bernardo Book 2, Page 462, in the Rancho Bernardo Community Plan area.
(Case-88-0973. District-1.)

Subitem-A: (R-90-81) ADOPTED AS RESOLUTION R-274249

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-0973 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-90-2) INTRODUCED, TO BE ADOPTED SEPTEMBER 11, 1989

Introduction of an Ordinance for M-IP Zoning.

FILE LOCATION: Subitem A ZONE ORD. NO.; Subitem B--

COUNCIL ACTION: (Tape location: A280-310.)

Hearing began at 11:23 a.m. and halted at 11:24 a.m.

MOTION BY STRUIKSMA TO APPROVE, ADOPTING SUBITEM A AND INTRODUCING SUBITEM B. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335:

Request of Children's Hospital and Health Center for Conditional Use/Hillside Review/Resource Protection Overlay Zone Permits to allow a patient wing addition of 144,141 square feet, a diagnostic and treatment expansion of 31,800 square feet, a medical office building of 80,000 square feet and a parking structure of 250,000 square feet. The subject property is located within the 127-acre Kearny Mesa Health-Institutional complex bounded by SR-163 on the west, I-805 on the east, and Frost Street on the north and is described as a Portion of Block 1199, Pueblo Lands, Miscellaneous Map-36, in Zone R1-5000 in the Serra Mesa Community Plan area.

(CUP-87-1096. District-5.)

Subitem-A: (R-90-516) ADOPTED AS RESOLUTION R-274250

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-87-1096 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-90-517) ADOPTED AS RESOLUTION R-274251,

GRANTED THE PERMIT

Adoption of a Resolution granting or denying the permit,
with appropriate findings to support Council action.

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FILE LOCATION: PERM - CUP/HRP/RPOZ-87-1096

COUNCIL ACTION: (Tape location: B073-153.)

Hearing began at 11:47 a.m. and halted at 11:53 a.m.

Testimony in favor by Paul Peterson and Blair Sadler.

MOTION BY STRUIKSMA TO APPROVE, ADOPTING SUBITEM A AND SUBITEM B, GRANTING THE PERMIT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-336: CONTINUED TO NOVEMBER 14, 1989, AT 10:00 A.M.

(Continued from the meeting of June 13, 1989, Item 334, at Council Member Struiksma's request, for further review.)

A proposal to adopt the Mission Valley Planned District Ordinance (PDO) for the purpose of implementing the adopted Mission Valley Community Plan. The entire community is proposed to be rezoned from City-wide zones to PDO zones. The zone boundaries are consistent with the adopted community plan land use designations.

The planned district also involves three overlay districts which would regulate: 1) development intensity in the Mission Valley community and a portion of the Linda Vista community; 2) the San Diego River area; and 3) hillside areas. The development intensity currently permitted by the adopted community plan and the existing adopted ordinance would be maintained. Under the planned district framework, most projects would be processed through a discretionary Mission Valley Development Permit.

No changes to the existing boundaries of the Hillside Review Overlay (HR) Zone, the Floodway (FW) Zone, or the Floodplain Fringe (FPF) Zone are proposed.

Copies of the complete draft Mission Valley Planned District Ordinance and detailed zoning and overlay district maps are available at the Planning Department upon request. (District-5.)

Subitem-A: (R-89-2413)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-84-0194 and

Addendum 88-0462 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report and addendum have been reviewed and considered by the Council and readopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-89-230)

Introduction of an Ordinance approving the Planned District.

Subitem-C: (O-89-231)

Introduction of an Ordinance rezoning various portions of Mission Valley.

FILE LOCATION: Subitems A-B LAND - Mission Valley Planned District; Subitems C-D--

COUNCIL ACTION: (Tape location: A246-260.)

MOTION BY STRUIKSMA TO CONTINUE TO NOVEMBER 14, 1989, AT 10:00 A.M., AT HIS REQUEST. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-337: (R-89-2500) ADOPTED AS RESOLUTION R-274265

(Continued from the meeting of July 25, 1989, Item 334, at Council Member Filner's request, for a report from the City Manager on coordinating private maintenance services.)

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Downtown Street Tree Maintenance District.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessment for the Downtown Street Tree Maintenance District. The district provides landscaping and special area maintenance to Downtown Street Trees, Centre City Way ("C" Street Mall), Horton Plaza Retail Center, Central City area (sidewalk sweeping) and East Broadway. The Fiscal Year 1990

proposed combined maintenance costs for the district are as follows:

| | |
|----------------------|-----------|
| Contractual Services | \$106,809 |
| Personnel | 258,969 |

| | |
|----------------------------|-----------|
| Utilities | 9,250 |
| Incidentals | 112,869 |
| Total Expenses | \$487,897 |
| Reserve | 28,821 |
| Total | \$516,718 |
| Less Carry-over & Interest | 75,000 |
| Assessed to District | \$441,718 |

The proposed assessment to the district for Fiscal Year 1990 is approximately \$442,000 as compared to \$340,000 for Fiscal Year 1989. For Fiscal Year 1990, district size has been increased with new zones along Broadway between Pacific Highway and 12th Avenue, and Eighth Avenue between "L" Street and Harbor Drive. With increasing numbers of people visiting and working in the downtown area, greater quantities of litter and debris are generated to be cleaned up. These two factors coupled with a normal inflationary increase account for the bulk of the increased cost to the district.

FILE LOCATION: STRT M-179

COUNCIL ACTION: (Tape location: A280-310.)

Hearing began at 11:23 a.m. and halted at 11:24 a.m.

MOTION BY STRUIKSMA TO APPROVE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-338: CONTINUED TO SEPTEMBER 12, 1989

Matters relating to the following:

A proposal to adopt the "Landscape Technical Manual" and the following ordinance amendments to the San Diego Municipal Code in order to implement the "Landscape Technical Manual":

1) City-wide Landscape Ordinance - Amendments to Chapter X, Article 1, Division 7, Sections 101.0701, 101.0702, 101.0703, 101.0704, 101.0705, 101.0706, 101.0707 and 101.0708. The proposed amendments to the City-wide

Landscape Ordinance are in response to recurring conditions on projects that have been permitted within the past year in addition to referencing the "Landscape Technical Manual". The plant point schedule changes are designed to reflect current market conditions for plant prices.

- 2) Resource Protection Ordinance - Amendments to Chapter X, Article 1, Division 4, Section 101.0462. The proposed amendments to the Resource Protection Ordinance would: a) make the definitions for clearing and grubbing consistent with definitions in the Land Development Ordinance and the "Landscape Technical Manual"; b) establish that landscaping required by RPO would be per the guidelines and criteria as set forth in the "Landscape Technical Manual"; and c) require the applications for RPO to be prepared in accordance with the submittal guidelines of the "Landscape Technical Manual".
- 3) Land Development Ordinance - Amendments to Chapter VI, Article 2, Division 1, Sections 62.0101, 62.0102, 62.0112, and Division 4, Sections 62.0401, 62.0402, 62.0402.1, 62.0402.2, 62.0402.3, 62.0403, 62.0404, 62.0404.5, 62.0404.6, 62.0405, 62.0406, 62.0407, 62.0408, 62.0409, through 62.0410, 62.0414, 62.0416.5, 62.0417 and 62.0418. The proposed amendments to the Land Development Ordinance would require that revegetation plans be prepared in compliance with the "Landscape Technical Manual" and that agronomic soils test reports be submitted as part of the permit application. Maintenance of up to 25 months will also be required for non-permanently irrigated revegetated slopes. This is necessitated by the slower and more unpredictable establishment of temporary and non-irrigated slope revegetation efforts.
- 4) Planned Development Ordinances - Amendments to Chapter X, Article 1, Division 9, Sections 101.0900, 101.0910, 101.0920 and 101.0930 (PRD, PCD, PID, PIRD). The proposed amendments to the Planned Development Ordinances would implement the "Landscape Technical Manual".
- 5) Planned Districts - Amendments to Chapter X, Article 3; Division 3 (La Jolla Shores); Division 5 (Mission Beach); Division 7 (Golden Hill); Division 9 (Barrio Logan); Division 10 (Mt. Hope); Division 11 (Otay Mesa); Division 12 (La Jolla); Division 13 (West Lewis); and Division 14 (Cass Street). The proposed amendments to the Planned Districts referenced would implement the "Landscape Technical Manual".
- 6) Public Rights-of-Way and Land Development - Amendments to Chapter VI, Article 2, Division 6, Section 62.0611

(Street Planting). The proposed amendments to the Street Planting Ordinance reference Section 8 (Public Rights-of-Way and Open Spaces) of the "Landscape Technical Manual". The proposed reference would create consistency between current and proposed regulations.

- 7) Basic Zones - Amendments to Chapter X, Article 1, Division 4, Sections 101.0410, 101.0414, 101.0418, 101.0421, 101.0423, 101.0426, 101.0426.1, 101.0427, 101.0428, 101.0430, 101.0432, 101.0433, 101.0434, 101.0434.1, 101.0435.1, 101.0435.2, 101.0436, 101.0437, 101.0440 and 101.0441. The proposed amendments to the basic zones add specific references to the City-wide Landscape Ordinance and to the "Landscape Technical Manual". The addition of the City-wide Landscape Ordinance reference is in response to a prior City Council action on May 27, 1986 which adopted the City-wide Landscape Ordinance for all underlying zones City-wide.
- 8) Hillside Review Ordinance - Amendments to Chapter X, Article 1, Division 4, Section 101.0454. The proposed amendments to the Hillside Review Ordinance would implement the "Landscape Technical Manual".
- 9) LCP Amendment - The proposed amendments also constitute an amendment to the City of San Diego's Local Coastal Program (LCP). If approved by the City Council, the proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. The LCP amendment would not become effective until after approval by the California Coastal Commission.

(City-wide.)

Subitem-A: (R-90-93)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-1023 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-90-92)

Adoption of a Resolution adopting the proposed "City of San Diego's Landscape Technical Manual".

Subitem-C: (O-89-245)

Introduction of an Ordinance amending Chapter V of the San Diego Municipal Code relating to Appendix II A of the Uniform Fire Code.

Subitem-D: (O-90-11)

Introduction of an Ordinance amending Chapter X of the San Diego Municipal Code relating to the City-wide Landscape Ordinance; Chapter X, relating to Planned Development Ordinances (PRD, PCD, PID, PIRD); and Chapter X, relating to Planned Districts (La Jolla Shores, Mission Beach, Golden Hill, Barrio Logan, Mt. Hope, Otay Mesa, La Jolla, West Lewis and Cass Street).

Subitem-E: (O-90-8)

Introduction of an Ordinance amending Chapter X of the San Diego Municipal Code, relating to the Resource Protection Ordinance.

Subitem-F: (O-90-9)

Introduction of an Ordinance amending Chapter VI of the San Diego Municipal Code, relating to the Land Development Ordinance.

Subitem-G: (O-90-12)

Introduction of an Ordinance amending Chapter VI of the San Diego Municipal Code relating to Street Planting.

Subitem-H: (O-90-13)

Introduction of an Ordinance amending Chapter X of the San Diego Municipal Code relating to the Basic Zones.

Subitem-I: (O-90-14)

Introduction of an Ordinance amending Chapter X of the San Diego Municipal Code relating to the Hillside Review Ordinance.

Subitem-J: (R-90-121)

Adoption of a Resolution amending the City of San Diego's Local Coastal Program and authorizing transmittal to the Coastal Commission.

Subitem-K: (O-90-)

First public hearing in the matter of amending O-17326

(NS), as amended, entitled "An Ordinance Adopting the Annual Budget for Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year", by amending the personnel authorization of the Planning Department (065) in General Fund 100, by adding: 2.0 Senior Planners; 4.0 Associate Planners; 2.0 Junior Planners and 1.0 Clerical Assistant II and related non-personnel expenses to Program Element (06533) for expenses related to administering the Landscape Technical Manual. Authorizing the Auditor and Comptroller to increase the Planning Department (065) Fiscal 1990 appropriation in the General Fund (100) by transferring \$438,258 from the General Fund (100) Unallocated Reserve.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: C009-017.)

MOTION BY McCOLL TO CONTINUE THE ITEM TO SEPTEMBER 12, 1989, AS REQUESTED BY THE PLANNING DEPARTMENT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-339:

Two actions relative to the Expansion of Hillcrest Business Improvement District:

(Hillcrest Community Area. Districts-2 and 8.)

Subitem-A: (O-89-238) INTRODUCED, TO BE ADOPTED ON
SEPTEMBER 11, 1989

Introduction of an Ordinance amending Ordinance O-16230 (New Series), adopted on June 25, 1984, entitled "An Ordinance of the Council of the City of San Diego establishing the Hillcrest Business Improvement District Pursuant to the Parking and Business Improvement Area Law of 1979 and Levying an Assessment and Charge therein for Upgrading and Promoting the Area" to provide for expansion of the district.

Subitem-B: (R-89-2581) ADOPTED AS RESOLUTION R-274261

Adoption of a Resolution authorizing the execution of an agreement with the Hillcrest Business Improvement Association to operate and administer the Hillcrest

Business Improvement District.

CITY MANAGER SUPPORTING INFORMATION: The Hillcrest Business Improvement District (BID) was formed by Ordinance O-16230 in 1984. Since that time the district boundaries and charges have remained the same. The Hillcrest Business Improvement Association has operated and administered the BID since its inception. The Association has been very effective in organizing the District to promote and improve business opportunities in the community. Additional commercial development to the east of the existing district has resulted in this request for boundary expansion. The area to be added to the existing district is bounded by Robinson Avenue, Park Boulevard, Lincoln Avenue, Washington Street and Richmond Street. This area includes approximately 400 business owners and 24 apartments with six or more units generating annual revenues of about \$12,500. The expanded district will contain approximately 1,177 businesses and 153 apartments with six or more units and have an annual operating budget of \$49,500. Charges in the district are also proposed to increase approximately 50 percent to offset inflation and to expand the district's marketing program. Local business leaders have contacted business owners in the existing and proposed expansion area to receive the 20 percent support level for the expanded district. The Small Business Advisory Board and the Hillcrest Business Improvement Association support the actions proposed.

FILE LOCATION: Subitem-A: - - ; Subitem-B: STRT - L-4
CONFY90-1

COUNCIL ACTION: (Tape location: C029-233.)

Hearing began at 2:06 p.m. and halted at 2:23 p.m.

Testimony in opposition by Linda Espino and Lincoln Higgie.

Council Member Henderson entered at 2:14 p.m.

MOTION BY ROBERTS TO INTRODUCE THE ORDINANCE AND ADOPT THE RESOLUTION. Second by Filner. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-340:

Matter of areas proposed in the La Jolla, Mira Mesa, State University, Tierrasanta and Uptown communities to be classified as protected single-family neighborhoods. The areas proposed for single-family protection in these communities are already zoned and designated in the

applicable community plans for low density residential development. Therefore, no rezonings or plan amendments will be necessary to implement the proposed classification of single-family protected neighborhoods in these communities.

Areas within the Linda Vista, Otay Mesa-Nestor and Peninsula communities are also proposed to be classified as single-family neighborhoods. Some areas proposed for single-family classification in these communities currently have multi-family zoning and multi-family community plan designations. Rezones and plan amendments to single-family zones and density designations are proposed in these areas to implement the single-family classification. Maps showing the areas proposed for rezoning have been sent to property owners in the affected areas and are available for public review at the City Planning Department, 4th Floor, 202 "C" Street, San Diego. Upon adoption of the protected single-family neighborhood maps by City Council, those areas of the communities listed above not mapped as protected single-family neighborhoods shall be released from the provisions of the Single-Family Protection Ordinance (O-17250 N.S.), adopted on February 21, 1989. Subsequently, property owners in these areas will be able to apply for permits to construct multi-family residential developments.

(Case-89-0715, Case-89-0720 and Case-89-0749. City-wide.)

Subitem-A: (R-90-203 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-274262

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Adoption of a Resolution adopting maps classifying single-family neighborhoods and releasing other areas from the provisions of Ordinance O-17250 N.S.

Subitem-B: (O-90-20) INTRODUCED AS AMENDED, TO BE ADOPTED ON
SEPTEMBER 11, 1989

Introduction of an Ordinance for R1-5000 and R1-8000
Zonings in the Linda Vista area.

Subitem-C: (O-90-21) CONTINUED TO SEPTEMBER 11, 1989

Introduction of an Ordinance for R1-5000 Zoning in the
Peninsula area.

Subitem-D: (O-90-22) INTRODUCED AS AMENDED, TO BE ADOPTED ON
SEPTEMBER 11, 1989

Introduction of an Ordinance for R1-5000 Zoning in the Otay
Mesa-Nestor area.

Subitem-E: (R-90-204 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-274263

Adoption of a Resolution approving three community plan
amendments for Linda Vista, Peninsula and Otay Mesa-Nestor.

FILE LOCATION: Subitem-A,E: LAND - Linda Vista, Peninsula,
and Otay Mesa-Nestor; Subitem-B,C,D: - -

COUNCIL ACTION: (Tape location: C237-D425.)

Hearing began at 2:23 p.m. and halted at 3:25 p.m.

Testimony in opposition to the Peninsula Plan by Lyle Kafader.

Testimony in favor of the La Jolla Plan by Mr. O'Dell.

Testimony in opposition to the Otay Mesa/Nestor Plan by E.
William Kintzele.

Testimony in opposition to the Linda Vista Plan by Roger Fuller
and Rocky Tenderro.

Testimony by Shuf Swift.

MOTION BY ROBERTS TO CONTINUE THE PENINSULA PLAN TO SEPTEMBER
11, 1989, BECAUSE THE SPECIFIC PROPOSAL HAS NOT YET GONE TO THE
PLANNING BOARD. Second by Wolfsheimer. Passed by the following
vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not
present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea,
Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO ADOPT THE MIRA MESA PLAN. Second by
McCarty. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea,
Henderson-ineligible, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

MOTION BY STRUIKSMA TO ADOPT THE LINDA VISTA PLAN. Second by
McCarty. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea,
Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO ADOPT THE UPTOWN PLAN. Second by
Struiksma. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea,
Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-ineligible.

MOTION BY ROBERTS TO ADOPT THE LA JOLLA PLAN. Second by McColl.
Passed by the following vote: Wolfsheimer-ineligible,
Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea,
Henderson-ineligible, McCarty-yea, Filner-yea, Mayor
O'Connor-ineligible.

MOTION BY McCARTY TO ADOPT THE COLLEGE AREA PLAN. Second by

Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY FILNER TO ADOPT THE STAFF RECOMMENDATION AS IT APPLIES TO THE OTAY MESA/NESTOR PLAN EXCLUDING REZONING FOR THE AREA BOUNDED BY PALM AVENUE, ELM AVENUE, RAILROAD TRACKS, AND THE NORTH/SOUTH LINE BETWEEN MANNING AVENUE AND 24TH STREET, SHEET NO. 1 OF ATTACHMENT 6B OF THE REPORT, BECAUSE THE CURRENT R3000 ZONING IS APPROPRIATE. Second by Roberts. Passed by the

following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO ADOPT THE TIERRASANTA PLAN AND TO INCLUDE THE PROVISION TO KEEP THE DUPLEXES, TOWNHOMES, AND OTHER SUCH TYPES AS THEY ARE BY NOT ALLOWING HIGHER DENSITY DEVELOPMENT TO OCCUR SHOULD THE EXISTING BUILDINGS BE REMOVED. Second by

Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO RECONSIDER COUNCIL'S ACTION ON THE LINDA VISTA PLAN. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO ADOPT THE RECOMMENDATIONS FOR THE LINDA VISTA PLAN EXCLUDING PRECISELY AREA 4, MAP B, COOLIDGE STREET AREA, AND REFER THAT EXCLUDED PORTION TO THE PLANNING DEPARTMENT

AND CITY ATTORNEY'S OFFICE FOR A REVIEW BASED ON THE CONCERNS EXPRESSED BY THE RESIDENTS OF THAT AREA AND TO ADDRESS THE OPTIONS RELATIVE TO THE DOWNZONING. BRING THIS EXCLUDED PORTION BACK TO COUNCIL ON OCTOBER 30, 1989, 2:00 P.M., WITH A RECOMMENDATION. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-341: (O-90-24) CONTINUED TO SEPTEMBER 11, 1989

Introduction and adoption of an Ordinance amending Ordinance O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year", by amending

Document No. 00-17326-1, as amended and adopted therein, by amending the personnel authorization of the Engineering and Development Department (540), in General Fund 100, by adding one (1.00) Deputy Director position; exempting the Deputy Director position from the Classified Service; and establishing a salary rate therefor.

CITY MANAGER SUPPORTING INFORMATION: This Ordinance will add one Deputy Director to the Engineering and Development Department. This additional Deputy Director position will allow the Department to implement the Mobility Planning Program recently approved by Council and included in the FY 1990 budget by creating a new Transportation Demand Management Division with staffing currently funded in the FY 1990 budget. It will also coordinate activities with other Divisions of the Department leading to improved traffic flow on the existing street system. Today's action will provide authorization to establish the division. Staff will subsequently define a specific work program which will be brought forward for action within 60 days. Once Council approval has been obtained for that work program, the balance of required staffing will be hired. On July 26, 1989 the Civil Service Commission will consider exempting the additional Deputy Director position from the Classified Service. The results of that action will be presented to Council on August 7, 1989.

NOTE: See Item 202 on the docket of Monday, August 7, 1989 for the first public hearing. Today's action is the introduction and adoption of the Ordinance.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A246-260.)

MOTION BY HENDERSON TO CONTINUE TO SEPTEMBER 11, 1989, AT CITY MANAGER LOCKWOOD'S REQUEST. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksmma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-342:

(Continued from the meeting of June 12, 1989, Item 106, at David Poole's request, for further review.)

Five actions relative to the final subdivision map of North Creek Areas 21 and 22 Unit No. 3, a 65-lot subdivision located northeasterly of I-15 and Poway Road:

(Sabre Springs Community Area. District-1.)

Subitem-A: (R-89-2402) ADOPTED AS RESOLUTION R-274252

Authorizing the execution of a Subdivision Improvement Agreement with Pardee Construction Company for the installation and completion of public improvements.

Subitem-B: (R-89-2401) ADOPTED AS RESOLUTION R-274253

Approving the final map.

Subitem-C: (R-89-2403) ADOPTED AS RESOLUTION R-274254

Approving the acceptance by the City Manager of a grant deed of Pardee Construction Company, granting to the City all of Lot 205 of North Creek Areas 21 and 22 Unit No. 3.

Subitem-D: (R-89-2404) ADOPTED AS RESOLUTION R-274255

Approving the acceptance by the City Manager of street easement deeds of Pardee Construction Company, and of J.F. Shea Company, Inc., granting to the City easements for public street purposes in a portion of the Northwest Quarter of Section 22 and in a portion of the Northeast Quarter of Section 21, in Township 14 South, Range 2 West, San Bernardino Meridian; dedicating said land as and for a public street, and naming the same Springbrook Drive.

Subitem-E: (R-89-2405) ADOPTED AS RESOLUTION R-274256

Approving the acceptance by the City Manager of a street easement deed of Pardee Construction Company, granting to the City an easement for public street purposes in a portion of the North Half of Section 21, Township 14 South, Range 2 West, San Bernardino Meridian; dedicating said land as and for public streets, and naming the same Creekview Drive and Springbrook Drive.

FILE LOCATION: Subitems A-B SUBD - North Creek Areas 21 and 22 Unit No. 3; Subitem C DEED F-5011; Subitem D DEED F-5012; Subitem E DEED F-5013
CONTFY90-1; DEEDFY90-3

COUNCIL ACTION: (Tape location: A280-310.)

MOTION BY STRUIKSMA TO APPROVE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S417: (R-90-273) ADOPTED AS RESOLUTION R-274264

Ratifying authorization for the City Attorney to retain outside expert consultants for the purpose of assisting the City of San Diego Merger Task Force and supporting the City's intervention at the California Public Utility Commission and the Federal Energy Regulatory Commission in the matter of the proposed SCE/SDG&E Merger.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A311-313;C018-028.)

Trailed to Tuesday, p.m.

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-S418:

Two actions relative to the West Miramar Aggregate Extraction Project:

(See City Manager Report CMR-89-388; Memorandum from Ann B. Hix dated 7/27/89. District-5.)

Subitem-A: (R-90-268) ADOPTED AS AMENDED AS RESOLUTION R-274257

Authorizing the City Manager to enter into an agreement with West Coast General Corporation, for mining, processing and removing of aggregate in Phase I of the West Miramar Landfill; authorizing the acceptance of the Bill of Sale pursuant to the USA Grant of Easement No. N6247482RP00Q77, to permit the mining, processing and removal of aggregate resources; authorizing the City Manager to negotiate an agreement with West Coast General Corporation for mining, processing, and removing of aggregate material in the Phase II area of West Miramar Landfill, subject to further environmental review and Council authorization; authorizing the expenditure of \$185,000 from CIP-37-056.0, West Miramar Landfill Phase II, for the purpose of providing funds for the above Bill of Sale agreement; authorizing the City Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any to the appropriate reserves.

Subitem-B: (R-90-269) ADOPTED AS RESOLUTION R-274258

Certifying that Addendum 89-0818 to Environmental Impact Report EIR-80-09-31 has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

COMMITTEE ACTION: Reviewed by PSS on 8/2/89. Recommendation to approve the City Manager's recommendation. Districts 3, 6, and 7 voted yea. Districts 2 and 4 not present. Aud. Cert. 9000160.

FILE LOCATION: MEET CONFY90-1

COUNCIL ACTION: (Tape location: A315-590.)

MOTION BY McCOLL TO ADOPT AS AMENDED BY INCORPORATING THE LETTER

OF AUGUST 8, 1989 FROM WEST COAST GENERAL CORPORATION INTO THE MOTION. ALSO REFER THE MATTER OF THE TRUCK TRAFFIC IN CARROLL CANYON AND MISSION VALLEY TO THE TRANSPORTATION AND LAND USE COMMITTEE WITH A DATE TO BE MUTUALLY AGREED UPON BY COUNCIL MEMBER STRUIKSMA AND THE CHAIR OF THAT COMMITTEE, AT MR. STRUIKSMA'S REQUEST. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-nay, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S500: (O-90-31) INTRODUCED AND ADOPTED AS ORDINANCE O-17334 (New Series)

Introduction and adoption of an Ordinance amending Ordinance O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year," by transferring \$38,000 from the Unallocated Reserve to the Library Department's General Fund Budget to fund Sunday service hours at Otay Mesa, North Park and Mira Mesa Branch Libraries; authorizing the City Auditor and Comptroller to transfer within the General Fund 100 the sum of \$38,000 from the Unallocated Reserve 605 to the Library's Budget for the above purpose. (Districts-3, 5, and 8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A280-310.)

MOTION BY STRUIKSMA TO APPROVE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S501: (R-90-277 Rev.1) ADOPTED AS RESOLUTION R-274259

Authorizing and approving the transfer of an additional \$1.25 million from Mira Mesa Area Facilities Benefit Assessment Fund 79006, CIP-29-653.0, Carroll School Park

19890808

Site, to CIP-29-728.0, Acquisition of Canyon Hills Residential Development, to supplement funds previously authorized for the project by Council Resolution R-274144, adopted August 1, 1989; authorizing the expenditure of not to exceed \$1.25 million from Facilities Benefit Assessment Fund 79006, CIP-29-728.0, Acquisition of Canyon Hills Residential Development, as additional funds toward partial payment of the cost of the above property and related costs; authorizing the execution of a First Trust Deed and Note on the above described property in favor of Barratt American Incorporated, in the amount of \$4,272,000, plus interest at a rate of 10% per annum, payable \$2,136,000, plus accrued interest on September 1, 1990, and \$2,136,000 plus accrued interest on September 1, 1991, this being a modification of the original \$5.5 million Note and Trust Deed authorized by Council Resolution R-274144, adopted August 1, 1989; authorizing an additional \$500,000 of the funds approved for the project to be used as a non-refundable deposit to supplement the \$500,000 previously authorized by Council Resolution R-273882, adopted June 26, 1989; authorizing the extension of the effective date of Canyon Hills PRD, Map-11833, Tentative Map TM-86-0386, and the Grading Permit to September 1, 1993.

(Mira Mesa Community Area. District-5.)

Aud. Cert.900192.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B015-072.)

MOTION BY STRUIKSMA TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea,

Filner-yea, Mayor O'Connor-yea.

ITEM-CS-1: (R-90-297) ADOPTED AS RESOLUTION R-274241

A Resolution adopted by the City Council in Closed Session
on August 8, 1989:

Making the effective date of the capacity fees applicable
to family or multifamily development projects September 16,
1989.

FILE LOCATION: WATER - Service Charges

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-2: Mayor O'Connor commented on docketing the
Cultural Festival matter for Council
consideration on September 11, 1989.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: E190-200.)

PUBLIC COMMENT:

ITEM-PC-1: Comments by Bouavanh Hope Rasih regarding funding
for the International Cultural Festival and
maintaining the Indo-Chinese culture and
objectives.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: E140-189.)

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor
O'Connor at 3:46 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: E201).